

**U.S. Department of Justice
United States Marshals Service**

PROCESS RECEIPT AND RETURN

JDIS -1

PLAINTIFF UNITED STATES OF AMERICA	COURT CASE NUMBER H-04-25(S-2)
DEFENDANT RICHARD A. CAUSEY	TYPE OF PROCESS PUBLICATION OF ORDER

SERVE AT { NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN
Houston Chronicle
 ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW	Number of process to be served with this Form 285
Patrick Murphy U.S. Department of Justice 1400 New York Ave., NW - Ste. 10100 Washington, DC 20005	Number of parties to be served in this case
	Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (*Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service*):
 United States Courts
 Southern District of Texas
 FILED

Fold Fold

Publish Preliminary Order of Forfeiture in the Houston Chronicle.

JAN - 5 2007

Michael N. Milby, Clerk

Signature of Attorney other Originator requesting service on behalf of:	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER (202)307-3338	DATE 1/29/07
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SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process 1	District of Origin No. 79	District to Serve No. 79	Signature of Authorized USMS Deputy or Clerk Barbara Lowe	Date 11-30-06
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I hereby certify and return that I have personally served, have legal evidence of service, have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the individual, company, corporation, etc. shown at the address inserted below.

I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in defendant's usual place of abode
--	--

Address (complete only different than shown above)	Date 1/5/07	Time 9:00 <input type="checkbox"/> am <input type="checkbox"/> pm
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Service Fee 8.00	Total Mileage Charges including endeavors /	Forwarding Fee /	Total Charges 8.00	Advance Deposits /	Amount owed to U.S. Marshal* or (Amount of Refund*) /
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REMARKS: PUBLICATION FAMED TO HOUSTON CHRONICLE ON 12/16/06.

PUBLICATION SCREENED TO LAN ON 12/18, 12/15 & 12/22/06.

PUBLICATION COMPLETED ON 12/24/06. RETURNED TO COURT ON 1/5/07.

PRINT 5 COPIES: 1. CLERK OF THE COURT

PRIOR EDITIONS MAY BE USED

2. USMS RECORD

3. NOTICE OF SERVICE

4. BILLING STATEMENT*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.

5. ACKNOWLEDGMENT OF RECEIPT

CLERKForm USM-285
Rev. 12/15/80

Automated 01/00

AFFIDAVIT OF PUBLICATION

STATE OF TEXAS:

COUNTY OF HARRIS:

Before me, the undersigned authority, a Notary Public in and for the State of Texas, on the day personally appeared: VICKI EUBANKS, who after being duly sworn, says that she is the ACCOUNTS RECEIVABLE LEAD at the HOUSTON CHRONICLE, a daily newspaper published in Harris County, Texas, and that the publication, of which the annexed herein, or attached to, is a true and correct copy, was published to-wit:

U S MARSHALS SERVICE 21514437 96730605

RAN A LEGAL NOTICE

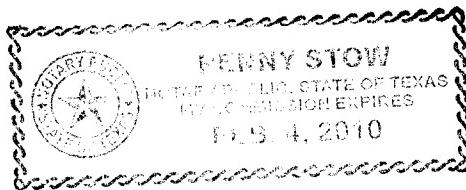
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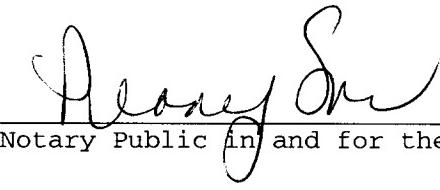
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VICKI EUBANKS

ACCOUNTS RECEIVABLE LEAD

Sworn and subscribed to before me, this the 22nd Day of December A.D. 2006




Notary Public in and for the State of Texas

IN THE UNITED STATES
DISTRICT COURT FOR
THE SOUTHERN DISTRICT
OF TEXAS
HOUSTON DIVISION
Preliminary Order of
Forfeiture
Fed R. Crim. P. 32.2(b)
Civil No. H-04-250(S-2)
UNITED STATES OF
AMERICA,
- against -
RICHARD A. CAUSEY,
Defendant.

IT IS HEREBY ORDERED**THAT:**

1. As the result of the guilty plea on Count 19 of the Superseding Indictment, for which the Government sought forfeiture pursuant to 18 U.S.C. §981 and 28 U.S.C. §2461, defendant shall forfeit to the United States all property constituting, or derived from proceeds the defendant obtained directly or indirectly, as the result of such violations.

2. The Court has determined, based on defendant's plea agreement and evidence already in the record, including defendant's factual statements, that \$1,250,000.00 located within Wachovia Securities Accounts subject to forfeiture pursuant to 18 U.S.C. §981 and 28 U.S.C. §2461 that the defendant had an interest in such property, and that the government has established the requisite nexus between such property and such offenses.

3. Accordingly, \$1,250,000.00 of the funds located within Wachovia Securities Account held in the name of Elizabeth A. and Richard Causey, is hereby forfeited to the United States pursuant to 18 U.S.C. §981 and 28 U.S.C. §2461.

4. Upon entry of this Order, the United States Attorney General (or a designee) is authorized to commence any applicable proceeding to comply with statutes governing third party rights, including giving notice of his Order.

5. The United States shall publish notice of the order and its intent to dispense of the Subject Property in such a manner as the United States Attorney General (or a designee) may direct. The United States may also, to the extent practicable, provide written notice to any person known to have an alleged interest in the Subject Property.

6. Any person, other than the above named defendant, asserting a legal interest in the Subject Property may, within thirty (30) days of the final publication of notice, or receipt of notice, whichever is earlier, petition the court for a hearing without a jury to adjudicate the validity of his or her alleged interest in the Subject Property, and for an amendment of the order of forfeiture, pursuant to 28 U.S.C. §2461(c) which incorporates 21 U.S.C. §853(n). Any petitioner should serve a copy of the petition on Patrick Murphy, Trial Attorney, Asset Forfeiture and Money Laundering Section, United States Department of Justice.

7. Pursuant to Fed R. Crim. P. 32.2(b)(3), this Preliminary Order of Forfeiture shall become final as to the defendant at the time of sentencing and shall be made part of the sentence and included in the judgment. If no third party files a timely claim.

be made part of the sentence and included in the judgment. If no third party files a timely claim, this Order shall become the Final Order of Forfeiture, as provided by Fed. R. Crim. P. 32.2(c)(2).

8. Any petition filed by a third party asserting an interest in the Subject Property shall be signed by the petitioner under penalty of perjury and shall set forth the nature and extent of the petitioner's right, title, or interest in the Subject Property, the time and circumstances the petitioner's acquisition of the right, title or interest in the Subject Property, any additional facts supporting the petitioner's claim and the relief sought.

9. After the disposition of any motion filed under Fed. R. Crim. P. 32.2(c)(1)(A) and before a hearing on the petition, discovery may be conducted in accordance with the Federal Rules of Civil Procedure upon a showing that such discovery is necessary or desirable to resolve factual issues.

10. The United States shall have clear title to the Subject Property following the Court's disposition of all third-party interests, or, if none, following the expiration of the period provided in 21 U.S.C. § 853(n)(2).

11. The Court shall retain jurisdiction to enforce this Order and to amend it as necessary, pursuant to Fed. R. Crim. P. 32.2(e).

12. The Clerk of the Court shall forward four certified copies of this order to Patrick T. Murphy, Trial Attorney, Asset Forfeiture and Money Laundering Section, U.S. Department of Justice.

Dated: November 15, 2006

SO ORDERED:

/s/ HONORABLE SIM LAKE
UNITED STATES
DISTRICT JUDGE

U S MARSHALS SERVICE

Ad Number: 21514437

Client Name: Advertiser: Section/Page/Zone: CLA/F8/

Insertion Number: 1 X 181

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Job #6133 Administration of Urine Testing Services.

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Job #6136 Reservation to Cypress Creek in Precinct One.

Information is also available in the Purchasing Agent's office.

Return bid/proposals to Harris County Sheriff's Office, 10000-10000, Houston, TX 77052. Bid/proposals are due later.

At J.R. McCloud, C.P.A., Purchasing Agent.

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If you have any questions about the small agency above, call them directly at 713-461-4982.

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11000-11000, a downtown

Austin, Texas. No. 10000.

For more information contact

Estate's Dallas.

L.P., Estate's Dallas.

Estate's South Texas

Revenue Corp., and

the partnership (collectively

"Estate's").

Please note that principal

of business located in

the City of Houston, Texas.

The developer is seeking

equity of all its assets

and distributed among

its equity partners.

The Assumption will be

made by the Estate's

in the City of Houston.

1200

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mond, North Building, Houston,

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IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

UNITED STATES OF AMERICA,)
)
) Preliminary Order of Forfeiture
- against -) Fed. R. Crim. P. 32.2(b)
)
) Cr. No. H-04-25(S-2)
RICHARD A. CAUSEY,)
)
Defendant.)

IT IS HEREBY ORDERED THAT:

1. As the result of the guilty plea on Count 19 of the Superseding Indictment, for which the Government sought forfeiture pursuant to 18 U.S.C. § 981 and 28 U.S.C. § 2461, defendant shall forfeit to the United States all property constituting, or derived from, proceeds the defendant obtained directly or indirectly, as the result of such violations.
2. The Court has determined, based on defendant's plea agreement and evidence already in the record, including defendant's factual statements, that \$1,250,000.00 located within Wachovia Securities Account [REDACTED] is subject to forfeiture pursuant to 18 U.S.C. § 981 and 28 U.S.C. § 2461, that the defendant had an interest in such property, and that the government has established the requisite nexus between such property and such offenses.
3. Accordingly, \$1,250,000.00 of the funds located within Wachovia Securities Account [REDACTED] held in the name of Elizabeth A. and Richard Causey, is hereby forfeited to the United States pursuant to 18 U.S.C. § 981 and 28 U.S.C. § 2461.
4. Upon entry of this Order, the United States Attorney General (or a designee) is authorized

to commence any applicable proceeding to comply with statutes governing third party rights, including giving notice of this Order.

5. The United States shall publish notice of the order and its intent to dispose of the Subject Property in such a manner as the United States Attorney General (or a designee) may direct. The United States may also, to the extent practicable, provide written notice to any person known to have an alleged interest in the Subject Property.
6. Any person, other than the above named defendant, asserting a legal interest in the Subject Property may, within thirty (30) days of the final publication of notice or receipt of notice, whichever is earlier, petition the court for a hearing without a jury to adjudicate the validity of his or her alleged interest in the Subject Property, and for an amendment of the order of forfeiture, pursuant to 28 U.S.C. § 2461(c) which incorporates 21 U.S.C. § 853(n). Any petitioner should serve a copy of the petition on Patrick Murphy, Trial Attorney, Asset Forfeiture and Money Laundering Section, United States Department of Justice.
7. Pursuant to Fed. R. Crim. P. 32.2(b)(3), this Preliminary Order of Forfeiture shall become final as to the defendant at the time of sentencing and shall be made part of the sentence and included in the judgment. If no third party files a timely claim, this Order shall become the Final Order of Forfeiture, as provided by Fed. R. Crim. P. 32.2(c)(2).
8. Any petition filed by a third party asserting an interest in the Subject Property shall be signed by the petitioner under penalty of perjury and shall set forth the nature and extent of the petitioner's right, title, or interest in the Subject Property, the time and circumstances of the petitioner's acquisition of the right, title or interest in the Subject

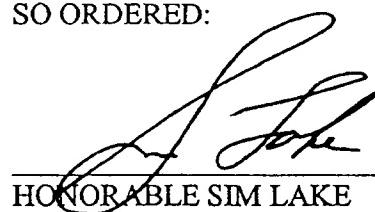
Case 4:04-cr-00025 Document 1174 Filed 11/15/2006 Page 3 of 3

Property, any additional facts supporting the petitioner's claim and the relief sought.

9. After the disposition of any motion filed under Fed. R. Crim. P. 32.2(c)(1)(A) and before a hearing on the petition, discovery may be conducted in accordance with the Federal Rules of Civil Procedure upon a showing that such discovery is necessary or desirable to resolve factual issues.
10. The United States shall have clear title to the Subject Property following the Court's disposition of all third-party interests, or, if none, following the expiration of the period provided in 21 U.S.C. § 853(n)(2).
11. The Court shall retain jurisdiction to enforce this Order, and to amend it as necessary, pursuant to Fed. R. Crim. P. 32.2(e).
12. The Clerk of the Court shall forward four certified copies of this order to Patrick T. Murphy, Trial Attorney, Asset Forfeiture and Money Laundering Section, U.S. Department of Justice.

SO ORDERED:

Dated: *November 15, 2006*


HONORABLE SIM LAKE
UNITED STATES DISTRICT JUDGE